



Image AF/1600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

LAHN et al.

Serial No.: 09/826,319

Filed: April 3, 2001

Atty. File No.: 2879-80

For: "METHOD TO INHIBIT AIRWAY
HYPERRESPONSIVENESS USING
AEROSOLIZED T CELL RECEPTOR
ANTIBODIES"

) Group Art Unit: 1644

) Examiner: Schwadron, R.B.

NOTICE OF APPEAL

<p style="text-align: center;">CERTIFICATE OF MAILING</p> <p>I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO THE COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON 11/19/03</p> <p>BY: <u>Sheridan Ross P.C.</u></p>

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Dear Sir:

Applicant hereby appeals to the Board of Appeals from the decision of the Examiner mailed July 17, 2003, finally rejecting Claims 1, 2, 9-35. Enclosed herewith is a check in the amount of \$165 for the Notice of Appeal fee specified in 37 CFR §1.17(b).

A petition for an extension of time under 37 CFR §1.136, with the appropriate fee is filed herewith, extending the time for response from October 17, 2003, to January 17, 2004. Accordingly, the Notice of Appeal is believed to be timely and no additional fee is believed to be required. Please credit any overpayment or debit any underpayment to Deposit Account 19-1970.

Respectfully submitted,

SHERIDAN ROSS P.C.

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165.00 DP

By:

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Date:

January 19, 2004